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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of: THATCHER, G. R. J., *et al.*  
Serial Number: 09/473,713  
Filed: 29 December 1999  
Title: Methods and Compositions for Mitigating Pain  
Group Art Unit: 1614  
Agent Ref. No.: 1995-033-12US

24 February 2000

The Commissioner of Patents and Trademarks  
Washington, D.C.  
20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Dear Sir,

In response to the Notice to File Missing Parts dated 14 February 2000, Applicants submit herewith the following documents:

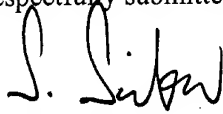
1. Original Declaration/Power of Attorney, executed by each of the inventors.
2. Verified Statement Claiming Small Entity Status as a Non-Profit Organization, in favour of assignee.
3. Verified Statement Claiming Small Entity Status as a Small Business Concern, in favour of licensee.
4. Copy of Notice to File Missing Part of Application.

An assignment in respect of this application is being filed under separate cover.

Please deduct the surcharge of \$65.00, plus basic filing fee of \$345.00, plus additional claims fee of \$423.00 for 47 total claims over 20, plus additional claims fee of \$234.00 for 6 independent claims over 3, for a total of \$1067.00, and any other fees which may be required, from our deposit account No. 17-0110.

Inquiries concerning this application may be directed to Stephen Scribner (Reg. No. 44,452) or Carol Miernicki Steeg (Reg. No. 39,539) at 613-533-2342.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'S. Scribner', written over the typed name.

Stephen Scribner  
Reg. No. 44,452

PARTEQ R&D Innovations  
Queen's University  
Kingston, Ontario  
Canada K7L 3N6  
613-533-2342

BEST AVAILABLE COPY



#3  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/473,713 12/29/99 THATCHER 0 1995-033-

STEPHEN J SCRISNER  
PARTEQ INNOVATIONS  
QUEENS UNIVERSITY  
KINGSTON ON K7L 3N6  
CANADA

0242/0214



DATE MAILED:

1614

02/14/00

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this **NOTICE** to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 2207.00.

☒ 1. The statutory basic filing fee is:

- ☒ missing.  
☐ insufficient.

Applicant must submit \$ 760.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$ 846 for 47 total claims over 20.

\$ 468 for 6 independent claims over 3.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.  
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

Kim Duncan  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

02/28/2000 CCETIN 00000044 170110 09473713

01 FC:201	345.00 CH
02 FC:205	65.00 CH
03 FC:202	234.00 CH
04 FC:203	423.00 CH

U.S. GPO 1999 450-5875